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6 Attorneys for Plaintiff
7 United States of America

8

9 IN THE UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JOSE NUNEZ, et al.

15 Defendants.

16 CASE NO. 1:24-CR-00128-JLT-SKO

17 STIPULATION AND ORDER REGARDING
18 EXCLUDABLE TIME PERIODS UNDER SPEEDY
19 TRIAL ACT

20 DATE: January 15, 2025

21 TIME: 1:00 p.m.

22 COURT: Hon. Sheila K. Oberto

23 Plaintiff United States of America, by and through its counsel of record, and defendants, by and
24 through defendants' counsel of record, hereby stipulate as follows:

25 1. Defendants are set for a status conference on January 15, 2025, in front of the Honorable
Sheila K. Oberto, U.S. Magistrate Court Judge. The parties wish to continue the status conference to
May 7, 2025 and exclude time through that date.

26 2. The parties agree and stipulate, and request that the Court find the following:

27 a. This is a "complex case" due to the number of defendants and the nature of the
prosecution, making it is unreasonable to expect adequate preparation for pretrial
proceedings or for the trial itself within the time limits established by the Speedy
Trial Act.

28 b. The discovery associated with this case is voluminous and includes tens of thousands

1 of pages, including investigative reports, photographs and videos, as well as hundreds
2 of hours of recorded conversations, many cellular phone extractions, and large
3 amounts of cellular telephone precise location data and vehicle tracker data. All this
4 discovery has been either produced directly to counsel and/or made available for
5 inspection and copying.

- 6 c. Counsel for defendants desire additional time to consult with their clients, conduct
7 investigation, review the voluminous discovery, prepare for a possible trial, and
8 explore a potential pre-trial resolution of the case.
- 9 d. The government has made offers in the case to several of the defendants and is in the
10 process of making offers to the remaining defendants. Defense counsel needs additional
11 time to review those offers and prepare their client for a potential change of plea hearing.
- 12 e. Counsel for defendant believes that failure to grant the above-requested continuance
13 would deny him/her the reasonable time necessary for effective preparation, taking
14 into account the exercise of due diligence.
- 15 f. The government does not object to the continuance.
- 16 g. Based on the above-stated findings, the ends of justice served by continuing the case
17 as requested outweigh the interest of the public and the defendant in a trial within the
18 original date prescribed by the Speedy Trial Act.
- 19 h. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et
20 seq., within which trial must commence, the time period of January 15, 2025 to May
21 7, 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(i),
22 B(ii), and B(iv) because the case is so unusual or so complex, due to the number of
23 defendants, the nature of the prosecution, or the existence of novel questions of fact
24 or law, that it is unreasonable to expect adequate preparation for pretrial proceedings
25 or for the trial itself within the time limits established by this section. This stipulation
26 also results from a continuance granted by the Court at defendant's request on the
27 basis of the Court's finding that the ends of justice served by taking such action
28 outweigh the best interest of the public and the defendant in a speedy trial.

1 3. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
3 must commence.

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6 IT IS SO STIPULATED.

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8

9 Dated: January 2, 2025

10 PHILLIP A. TALBERT
11 United States Attorney

12 _____
13 /s/ JUSTIN J. GILIO
14 JUSTIN J. GILIO
15 Assistant United States Attorney

16 Dated: January 2, 2025

17 _____
18 /s/ W. Scott Quinlan
19 W. Scott Quinlan
Counsel for Defendant
Jose Nunez

20 Dated: January 2, 2025

21 _____
22 /s/ E. Marshall Hodgkins
E. Marshall Hodgkins , III
Counsel for Defendant
Jesus Perez Garcia, Jr.

23 Dated: January 2, 2024

24 _____
25 /s/ Galatea DeLapp
Galatea DeLapp
Counsel for Defendant
Andres Silva-Corona Perez

26 Dated: January 2, 2025

27 _____
28 /s/ Monica Bermudez
Monica Bermudez
Counsel for Defendant
Ruben Saenz

29 Dated: January 2, 2025

30 _____
31 /s/ Roger Dale Wilson
Roger Dale Wilson
Counsel for Defendant
Elvis David Vasquez

1 Dated: January 2, 2025

/s/ Serita Rios

Serita Rios
Counsel for Defendant
Mirella Castillo

2 Dated: January 2, 2025

/s/ Timothy P. Hennessy

Timothy P. Hennessy
Counsel for Defendant
Sergio Pena

3 Dated: January 2, 2025

/s/ Ken Moyal

Ken Moyal
Counsel for Defendant
Kiara Sinaii Valdivia

4 Dated: January 2, 2025

/s/ Douglas C. Foster

Douglas C. Foster
Counsel for Defendant
Jesus Rafael Ulloa Vallejo

5 Dated: January 2, 2025

/s/ Anthony Michael Solis

Anthony Michael Solis
Counsel for Defendant
Calvin Guntetong

6 Dated: January 2, 2025

/s/ Harry Drandell

Harry Drandell
Counsel for Defendant
Jacklyn Mlady-Saenz

7 Dated: January 2, 2025

/s/ Mark B. Broughton

Mark A. Broughton
Counsel for Defendant
Jose Galan Lopez

8 Dated: January 2, 2025

/s/ Elon Berk

Elon Berk
Counsel for Defendant
Christian Jair Sanchez Rodriguez

9 Dated: January 2, 2025

/s/ Garo Ghazarian

Garo Ghazarian
Counsel for Defendant
Allen Khamtrashyan

1 Dated: January 2, 2025

/s/ Melissa B. Baloian
Melissa B. Baloian
Counsel for Defendant
Emily Vela

7 IT IS SO ORDERED.
8

10 DATED: 1/7/2025

Sheila K. Oberto
11 THE HONORABLE SHEILA K. OBERTO
UNITED STATES MAGISTRATE JUDGE